

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hiroyuki MIZUGUCHI et al.

Title: **ADENOVIRUS VECTOR**

Appl. No.: 10/516,504

International Filing Date: 06/05/2003

371(c) Date: 12/02/2004

Examiner: Maria Marvich

Art Unit: 1633

Confirmation Number: 8630

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. §1.114:** (check items that apply)

a. Previously submitted:

☒ Please enter and consider the amendment and/or reply previously filed on
December 30, 2008.

b. Enclosed are:

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under
 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended		Previously Paid For		Extra Claims Present	Rate	Fee Totals	
RCE Fee 1.17(e):						\$810.00	=	\$810.00
Total Claims:	16	-	30	=	0	x \$52.00	=	\$0.00
Independents	3	-	3	=	0	x \$220.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+ \$390.00	=	\$0.00
CLAIMS FEE TOTAL:							=	\$810.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the
 total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$130.00	0	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:	\$490.00		\$490.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,730.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,350.00		\$0.00
	EXTENSION FEE SUBTOTAL:			\$490.00
	EXTENSION FEE ALREADY PAID: -			\$130.00
	EXTENSION FEE TOTAL			\$360.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$1170.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$1170.00

The above-identified fees of \$1170.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date February 17, 2009

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5404
Facsimile: (202) 672-5399

By 

Stephen A. Bent
Attorney for Applicant
Registration No. 29,768